



Attorney Docket No: 0194.310US
Client Reference No: 02-109010US

DECLARATION

As a below named inventor, I declare that:

My residence, post office address and citizenship are as stated below next to my name; I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: **SCREENING FOR ENZYME STEREOSELECTIVITY UTILIZING MASS SPECTROMETRY** the specification of which is attached hereto or x was filed on February 22, 2002 as Application No. 10/082,780, and was amended on (if applicable).

I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information, which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56. I claim foreign priority benefits under Title 35, United States Code, Section 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Country	Application No.	Date of Filing	Priority Claimed Under 35 USC 119

I hereby claim the benefit under Title 35, United States Code §119(e) of any United States provisional application(s) listed below:

Application No.	Filing Date
60/271,120	February 23, 2001
60/278,934	March 26, 2001

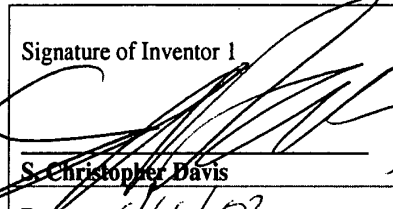
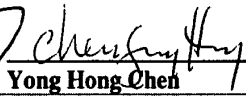
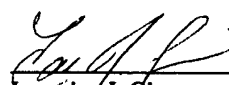
I claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

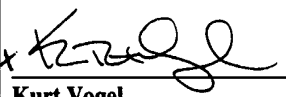
Application No.	Date of Filing	Status

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Full Name of Inventor 1:	Full Name: S. Christopher Davis		
Residence & Citizenship:	City: San Francisco	State/Foreign Country: California 94114	Country of Citizenship: United Kingdom
Post Office Address:	Post Office Address: 118 Church Street #103		
Full Name of Inventor 2:	Full Name: Yong Hong Chen		
Residence & Citizenship:	City: Foster City	State/Foreign Country: California 94404	Country of Citizenship: US
Post Office Address:	Post Office Address: 828 Vega Circle		
Full Name of Inventor 3:	Full Name: Lorraine J. Giver		
Residence & Citizenship:	City: Santa Clara	State/Foreign Country: California 95051	Country of Citizenship: US
Post Office Address:	Post Office Address: 2538 Hawkington Ct.		
Full Name of Inventor 4:	Full Name: Kurt Vogel		
Residence & Citizenship:	City: Madison	State/Foreign Country: Wisconsin 53711	Country of Citizenship: US
Post Office Address:	Post Office Address: 6949 Schroeder Road, #108		
Full Name of Inventor 5:	Full Name:		
Residence & Citizenship:	City:	State/Foreign Country:	Country of Citizenship:
Post Office Address:	Post Office Address:		
Full Name of Inventor 6:	Full Name:		
Residence & Citizenship:	City:	State/Foreign Country:	Country of Citizenship:
Post Office Address:	Post Office Address:		
Full Name of Inventor 7:	Full Name:		
Residence & Citizenship:	City:	State/Foreign Country:	Country of Citizenship:
Post Office Address:	Post Office Address:		
Full Name of Inventor 8:	Full Name:		
Residence & Citizenship:	City:	State/Foreign Country:	Country of Citizenship:
Post Office Address:	Post Office Address:		

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signature of Inventor 1  S. Christopher Davis	Signature of Inventor 2  Yong Hong Chen	Signature of Inventor 3  Lorraine J. Giver
Date 2/6/02	Date 4/26/02	Date 4/26/02

Signature of Inventor 4  Kurt Vogel	Signature of Inventor 5 _____	Signature of Inventor 6 _____
Date 4-8-02	Date	Date

Signature of Inventor 7 _____	Signature of Inventor 8 _____	
Date	Date	

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(Modified) PTO/SB/81 (11-96)
Approved for use through 6/30/99. OMB 0651-0035

**POWER OF ATTORNEY OR
AUTHORIZATION OF AGENT, NOT
ACCOMPANYING APPLICATION**

Application Number	10/082,780
Filing Date	February 22, 2002
First Named Inventor	S. Christopher Davis
Group Art Unit	Unassigned
Examiner Name	Unassigned
Attorney Docket Number	0194.310US

I hereby appoint:

Practitioners at Customer Number

30560

Type Customer Number Here

OR

☒ Practitioner(s) named below:



Name	Registration Number
Norman J. Kruse	35,235
Sharon M. Fujita	38,459
Margaret A. Powers	39,804
Christopher M. Holman	40,021
Joanne R. Petithory	42,995
Jonathan A. Quine	41,261
Stacy Landry	42,779
Christopher C. Sappenfield	45,073

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the Patent and Trademark Office connected therewith.

Please change the correspondence address for the above-identified application to:

☒ The above-mentioned Customer Number.

OR

Firm or Individual Name					
Address					
Address					
City		State		Zip	
Country					
Telephone		Fax			

I am the

☐ Applicant.

☒ Assignee of record of the entire interest (*Certificate under 37 CFR 3.73(b) is enclosed*)

SIGNATURE of Applicant or Assignee of Record

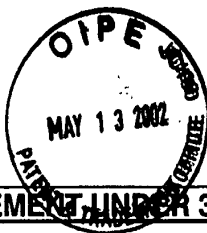
Name	Michael S. Rabson
Signature	<i>[Signature]</i>
Date	May 1, 2002

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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States as first class mail in an envelope addressed to:
Assistant Commissioner for Patents, Washington, D.C. 20231 on this date: _____

Typed or printed name			
Signature		Date	



0144.3/045

PTO/SB/96 (2-98)

Approved for use through 09/30/2000. OMB 0651-0031

STATEMENT UNDER 37 CFR 3.73(b)Applicant: **S. Christopher Davis, et al.**Application No.: **10/082,780**Filed: **February 22, 2002**Entitled: **SCREENING FOR ENZYME STEREOSELECTIVITY UTILIZING MASS SPECTROMETRY****Maxygen, Inc.**

, a

corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of an undivided part interest

in the patent application identified above by virtue of either:

A. ☒ An assignment from the inventor(s) of the patent application identified above. The assignment was recorded in the Patent and Trademark Office at Reel __, Frame __, or for which a copy thereof is attached.

OR

B. ☐ A chain of title from the inventor(s), of the patent application identified above, to the current assignee as shown below:

1. From: _____ To: _____
The document was recorded in the Patent and Trademark Office at Reel ____, Frame ____, or for which a copy thereof is attached.
2. From: _____ To: _____
The document was recorded in the Patent and Trademark Office at Reel ____, Frame ____, or for which a copy thereof is attached.
3. From: _____ To: _____
The document was recorded in the Patent and Trademark Office at Reel ____, Frame ____, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet

☒ Copies of assignments or other documents in the chain of title are attached.

The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of the assignee.

4/24/02
Date

Signature

Michael S. Rabson

Typed or printed name

**General Counsel & Senior Vice
President**

Title

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Attorney Docket No: 0194.310US
Client Reference No: 02-109020US

ASSIGNMENT OF PATENT APPLICATION

JOINT

WHEREAS, S. Christopher Davis, of 118 Church Street #103, San Francisco, California 94114, Yong Hong Chen of 828 Vega Circle, Foster City, California 94404, Lorraine J. Giver of 2538 Hawkington Ct., Santa Clara, California 95051, and Kurt Vogel, 6949 Schroeder Road, #108, Madison, WI 53711, hereinafter referred to as "Assignors," are the inventors of the invention described and set forth in the below-identified application for United States Letters Patent:

Title of Invention: SCREENING FOR ENZYME
 STEREOSELECTIVITY UTILIZING
 MASS SPECTROMETRY

Filing Date: February 22, 2002

Application No.: 10/082,780 ; and

WHEREAS, Maxygen, Inc., a Delaware corporation, located at 515 Galveston Drive

Redwood City, California 94063 United States of America, hereinafter referred to as "ASSIGNEE," is desirous of acquiring an interest in the invention and application and in any U.S. Letters Patent and Registrations which may be granted on the same;

For good and valuable consideration, receipt of which is hereby acknowledged by Assignors, Assignors have assigned, and by these presents do assign to Assignee all right, title and interest in and to the invention and application and to all foreign counterparts (including patent, utility model and industrial designs), and in and to any Letters Patent and Registrations which may hereafter be granted on any patent application claiming priority from the same in the United States and all countries throughout the world, and which claim the priority from the application as provided by the Paris Convention. The right, title and interest is to be held and enjoyed by Assignee and Assignee's successors and assigns as fully and exclusively as it would have been held and enjoyed by Assignors had this Assignment not been made, for the full term of any Letters Patent and Registrations which may be granted thereon, or of any division, renewal, continuation in whole or in part, substitution, conversion, reissue, prolongation or extension thereof.

Assignors further agree that they will, without charge to Assignee, but at Assignee's expense, (a) cooperate with Assignee in the prosecution of U.S. Patent applications and foreign counterparts on the invention and any improvements, (b) execute, verify, acknowledge and deliver all such further papers, including applications and instruments of transfer, and (c) perform such other acts as Assignee lawfully may request to obtain or maintain Letters Patent and Registrations for the invention and improvements in any and all countries, and to vest title thereto in Assignee, or Assignee's successors and assigns.

Assignment
Application No.: 10/082,780
Page 2

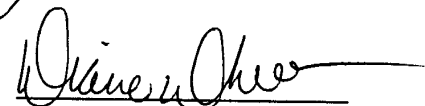
IN TESTIMONY WHEREOF, Assignors have signed his/her name on the date indicated.

Dated: 26/4/02


S. Christopher Davis

SIGNATURE WITNESSED BY:

(1) Date: 4/26/02

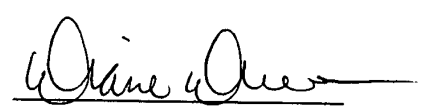

Signature of Witness 1

Dated: 4/26/02



Yong Hong Cheh

SIGNATURE WITNESSED BY:

(1) Date: 4/26/02

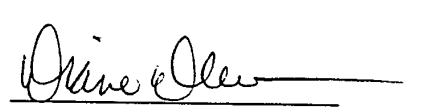

Signature of Witness 1

Dated: 4/26/02

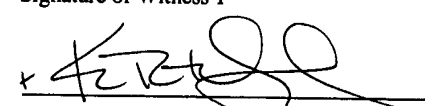

Lorraine J. Giver

SIGNATURE WITNESSED BY:

(1) Date: 4/26/02

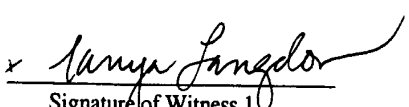

Signature of Witness 1

Dated: x 4/8/02


Kurt Vogel

SIGNATURE WITNESSED BY:

(1) Date: x 4-8-02


Signature of Witness 1